

NOV 01 2005

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
02940313AA

Re Application Of: McHugh, et al.

Application No. 10/677,746	Filing Date October 3, 2003	Examiner R. D. Harlan	Customer No. 30743	Group Art Unit 1713	Confirmation No. 4901
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Title: HOMOGENOUS COMPOSITIONS OF FLUOROPOLYMERS AND CRYSTALLINE SOLIDS OR CROSS-LINKING AGENTS AND METHOD OF MAKING THE SAME

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

RESPONSE RESTRICTION REQUIREMENT

in the above identified application.

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Signature

Dated: November 1, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

McHugh

Confirmation No. 4901

Serial No. 10/677,746

Group Art Unit 1713

Filed October 3, 2003

Examiner Robert D. Harlan

For HOMOGENOUS COMPOSITIONS OF FLUOROPOLYMERS AND
CRYSTALLINE SOLIDS OR CROSS-LINKING AGENTS AND
METHOD OF MAKING THE SAME

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

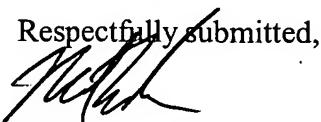
RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed October 5, 2005, the applicant elects the process claims 1-24 and 26 of Group 1, with traverse.

As acknowledged by the Examiner, claims 25 and 27 are product by process claims. They specifically recite a process which is used to make a superior product which is akin to the process set forth in group 1. It is not clear that the recited fluoroelastomer recited in claims 25 and 27 can be made by other processes, or that if a fluoroelastomer having the same constituents as recited in claims 25 and 27 would have same properties as the material formed by the recited process. Further, there would be no undue burden on the examiner to review both "inventions" simultaneously as they will be classified or at least crossed into the same class and subclasses.

Respectfully submitted,



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